

RESOLUTION NO. RS2019-1684 (VERCHER) – This resolution would authorize the Department of Law to settle the property damage subrogation claim of Chris Koch against the Metropolitan Government in the amount of \$28,542.08.

On October 4, 2018, a Metropolitan Public Works employee was operating a crane on 11th Avenue South and struck a power pole causing an NES transformer to explode. This caused a power surge and loss of power to Chris Koch's home.

Mr. Koch experienced damage to two furnaces, a wall oven, ice maker, dishwasher, tankless hot water heater, refrigerator, bottle/wine cooler, HVAC, dehumidifier, and electric gate. He also experienced lodging and meal expenses. He has agreed to accept a total of \$28,542.08 in full settlement of this case, based upon a subrogation demand from Equian, a recovery agent for MetLife Insurance, which insured Mr. Koch's home.

The Department of Law recommends settlement of this claim for \$28,542.08.

Disciplinary action against the employee consisted of a one day suspension.

Fiscal Note: This \$28,542.08 settlement would be the thirty-second payment from the Self-Insured Liability Fund in FY19 for a cumulative total of \$1,310,556.08. The fund balance would be \$3,934,898 after this payment.